Docket No.: 1422-0665PUS1

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Shigeya YAMAZAKI et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: March 10, 2005

Art Unit: N/A

For:

PROCESS FOR PRODUCING

PAROXETINE HYDROCHLORIDE

**HYDRATE** 

Examiner: Not Yet Assigned

## **INFORMATION DISCLOSURE STATEMENT (IDS)**

MS PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

Copies of the references on the PTO/SB/08 are not provided.

Application No.: Not Yet Assigned

Those documents which are marked with a double asterisk (\*\*) next to the Cite No. in the attached form PTO/SB/08 (facsimile) are not supplied because they were previously cited by or submitted to the Office in a prior application number PCT/JP2003/011806, filed September 17, 2003.

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A concise explanation of relevance of the items listed on form PTO/SB/08 is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

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It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: March 10, 2005

JWB/nl

Respectfully submitted,

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PTO/SB/08a/b (08-03)
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| Substitute for form 1449A/B/PTO    |            |      |             | Complete if Known      |                           |     |
|------------------------------------|------------|------|-------------|------------------------|---------------------------|-----|
| INFORMATION DISCLOSURE             |            |      |             | Application Number     | Not Yet Assigned, W/ 5 C/ | B37 |
|                                    |            |      |             | Filing Date            | March 10, 2005            |     |
| S                                  | TATEMENT I | 3Y / | APPLICANT   | First Named Inventor   | Shigeya YAMAZAKI          |     |
|                                    |            |      |             | Art Unit               | N/A                       |     |
| (Use as many sheets as necess ary) |            |      | necess ary) | Examiner Name          | Not Yet Assigned          |     |
| Sheet                              | 1          | of   | 1           | Attorney Docket Number | 1422-0665PUS1             |     |

| U.S. PATENT DOCUMENTS |              |  |                                |  |   |  |
|-----------------------|--------------|--|--------------------------------|--|---|--|
| Examiner<br>Initials* | Cite<br>No.1 | Document Number  Number-Kind Code <sup>2</sup> ( if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |  |
|                       |              |  |                                |  |   |  |

| FOREIGN PATENT DOCUMENTS |              |   |                                   |  |   |   |
|--------------------------|--------------|---|-----------------------------------|--|---|---|
| Examiner<br>Initials*    | Cite<br>No.¹ | Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> ( <i>fl known</i> ) | Publication<br>Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | ۴ |
|                          | BA**         | EP-223403-A2  | 05-27-1987                        |  |   |   |
|                          | BB**         | EP-812827-A1  | 12-17-1997                        |  |   |   |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*\* CITE NO.: Those document(s) which are marked with an double asterisk (\*\*) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gog/">www.uspto.gog/</a> or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

| NON PATENT LITERATURE DOCUMENTS |                          |   |                       |  |  |
|---------------------------------|--------------------------|---|-----------------------|--|--|
| Examiner<br>Initials            | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | <b>T</b> <sup>2</sup> |  |  |
|                                 |                          | Sugi et al., "Improved synthesis of paroxetine hydrochloride propan-2-ol solvate through one of metabolites in humans, and chracterization of the solvate crystals", Chemical & Pharmaceutical Bulletin, 2000, Vol. 48, No. 4, pages 529-536.                   |                       |  |  |

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*\* CITE NO.: Those document(s) which are marked with an double asterisk (\*\*) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120.

'Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

| Examiner  | Date       |  |
|-----------|------------|--|
| Signature | Considered |  |